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10 GLOBAL CHECK SERVICES

11 **UNITED STATES DISTRICT COURT**
12 **SOUTHERN DISTRICT OF CALIFORNIA**

13 JPA FURNITURE INC., ON BEHALF OF
14 ITSELF AND ALL OTHERS
15 SIMILARLY SITUATED,

16 Plaintiff,

17 v.

18 GLOBAL CHECK SVC.,

19 Defendant.

CASE NO. 08 CV 0978 BEN (BLM)

**JOINT MOTION BY DEFENDANT
GLOBAL CHECK SERVICES AND
PLAINTIFF JPA FURNITURE INC. FOR
SECOND EXTENSION OF TIME TO
RESPOND TO COMPLAINT**

Complaint filed: June 2, 2008
Trial Date: None Set

20 Plaintiff JPA FURNITURE, INC. ("Plaintiff") and Defendant GLOBAL CHECK
21 SERVICES ("Defendant"), by and through their counsel, agree and stipulate as follows:

- 22 1. On or about June 3, 2008, Plaintiff filed its complaint in the United States District
23 Court for the Southern District of California;
- 24 2. Defendant was served on June 3, 2008;
- 25 3. Defendant's responsive pleading is presently due on June 23, 2008;
- 26 4. On or about June 19, 2008, Defendant retained the law firm of McKenna Long &
27 Aldridge LLP to serve as Defendant's counsel;
- 28 5. Given the pendency of the response date and that McKenna Long & Aldridge LLP
was only recently engaged as counsel, Defendant's counsel sought and with Plaintiff's approval
obtained an extension of Defendant's deadline to respond to the complaint to July 14, 2008;

1 6. Since obtaining the initial extension of the response date, counsel for Plaintiff and
2 Defendant have initiated discussion on the potential settlement of the named plaintiff's claims;

3 7. In addition, counsel for Defendant is required to engage in previously-unplanned
4 travel just prior to and through the current response date such that he is unavailable to file a
5 response on the current date;

6 8. Counsel for Plaintiff and Defendant have conferred, and given the status of
7 settlement discussions and Defense counsel's unplanned travel prior to and on the date currently
8 set to file a response to the Complaint, the parties believe a short further extension of the response
9 date is reasonable and will not cause undue delay; and

10 9. There has been one prior extension to file a responsive pleading to the Complaint.

11
12 THEREFORE, the parties agree, stipulate and jointly move to continue the due date for
13 Defendant's responsive pleading to **July 25, 2008**.

14 Dated: July 11, 2008

Braun Law Group, P.C.

The Katriel Law Firm, PLLC

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16
17 By: s/Michael D. Braun

Michael D. Braun

Attorneys for Plaintiff

JPA FURNITURE INC.

E-mail: service@braunlawgroup.com

18
19
20 Dated: July 11, 2008

McKenna Long & Aldridge LLP

21
22 By: s/ James S. McNeill

James S. McNeill

Attorneys for Defendant

GLOBAL CHECK SERVICES

E-mail: jmcneill@mckennalong.com

1 I, James S. McNeill, hereby certify that the content of this joint motion is acceptable to all
2 parties who are required to sign this joint motion. Plaintiff's counsel authorizes Defendant Global
3 Check Services to affix his CM/ECF electronic signature to this joint motion.

4 Dated: July 11, 2008

McKenna Long & Aldridge LLP

6 By: s/ James S. McNeill

James S. McNeill
Attorneys for Defendant
GLOBAL CHECK SERVICES
E-mail: jmcneill@mckennalong.com

10 SD:22166180.2

JPA FURNITURE INC. v. GLOBAL CHECK SVC.
United States District Court Case No. 08-CV-0978 BEN (BLM)

CERTIFICATE OF SERVICE

I, James S. McNeill, certify that I caused to be served upon the following counsel and parties of record a copy of the following document(s):

- **JOINT MOTION BY DEFENDANT GLOBAL CHECK SERVICES AND PLAINTIFF JPA FURNITURE INC. FOR SECOND EXTENSION OF TIME TO RESPOND TO COMPLAINT**
- **ORDER GRANTING JOINT MOTION FOR SECOND EXTENSION OF TIME TO RESPOND TO COMPLAINT**

as indicated/listed on the United States District Court, Southern District of California's CM/ECF registered email list in the above-referenced matter.

Michael D. Braun, Esq.
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Attorneys for Plaintiff

via personal service, overnight mail (VIA UPS Overnight), facsimile, first class mail or e-mail, as indicated below:

Roy A. Katriel, Esq.
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E-mail: rak@katriellaw.com

Attorneys for Plaintiff

Via U.S. Mail

Executed on **July 11, 2008**, in San Diego, California.

s/James S. McNeill

James S. McNeill